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Attorneys for Defendants SUNBEAM PRODUCTS,
INC., NEWELL BRANDS, INC., AND BED BATH &
BEYOND, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA – OAKLAND DIVISION

KELLY TATUM,

Plaintiff(s),

v.

SUNBEAM PRODUCTS, INC., a
Delaware corporation; NEWELL
BRANDS, INC., a Delaware
corporation, BED BATH & BEYOND,
INC., a New York corporation; and
DOES 1-25

Defendant(s).

Case No. 4:22-cv-02978-HSG

District Judge Haywood S. Gilliam, Jr.

**JOINT STIPULATION FOR
EXTENSION OF TIME FOR
PRETRIAL DATES AND ORDER**

Complaint Filed: 3/17/2022

Trial Date: 11/13/2023

Plaintiff Kelly Tatum (“Plaintiff”) and Defendants Sunbeam Products, Inc., Newell Brands, Inc., and Bed Bath & Beyond, Inc., (“Defendants”), (collectively, the “Parties”) hereby stipulate, subject to the approval of the Court, to an extension governing the deadline for the Fact Discovery Cutoff date currently set forth in the Scheduling Order (Doc No. 34) in order to take Plaintiff’s deposition (“Stipulation”). In support of the Stipulation, the Parties state as follows:

1 1. Plaintiff filed her complaint for personal injuries in the Superior Court
 2 of California, Santa Clara County, on March 17, 2022. Defendants Sunbeam
 3 Products, Inc., and Newell Brands, Inc., removed the matter to United States District
 4 Court, Northern District of California on May 19, 2022. (Doc 1). Defendants
 5 Sunbeam Products, Inc., and Newell Brands, Inc., filed an Answer to the Complaint
 6 on May 26, 2022. (Doc 7). Defendant Bed Bath & Beyond filed an Answer to the
 7 Complaint of August 5, 2022. (Doc 26). Counsel for Bed Bath & Beyond substituted
 8 out and was replaced by counsel for Sunbeam Products, Inc., and Newell Brands,
 9 Inc., on October 10, 2022. (Doc 39).

10 2. Trial in this matter is set for November 13, 2023. (Doc. 34). This
 11 Stipulation does not request a change of the trial date.

12 3. On August 24, 2022, the Court issued a case management and pretrial
 13 order containing the following deadlines:

- 14 - FACT DISCOVERY CUTOFF: May 24, 2023
- 15 - EXCHANGE OF OPENING EXPERT REPORTS: June 7, 2023
- 16 - EXCHANGE OF REBUTTAL EXPERT REPORTS: June 14, 2023
- 17 - CLOSE OF EXPERT DISCOVERY: June 21, 2023
- 18 - DISPOSITIVE MOTION HEARING DEADLINE: August 3, 2023
- 19 - PRETRIAL CONFERENCE: October 31, 2023
- 20 - TRIAL DATE: November 13, 2024

21 (Doc 34.)

22 4. On August 31, 2022, the Court issues an Order Selecting ADR Process
 23 providing a completion deadline by June 2, 2023. (Doc 37.)

24 5. The Parties wish to extend the deadline for the Fact Discovery Cutoff
 25 date currently set forth in the Scheduling Order in order to take Plaintiff's deposition.
 26 Neither of the Parties will be prejudiced by such extensions.

27 6. Plaintiff responded to Defendants' discovery on May 10, 2023.
 28 Plaintiff's deposition was scheduled for May 22, 2023; however, Plaintiff was not

1 available for deposition on that date. Parties have since met and conferred regarding
 2 Plaintiff's deposition, but are not available until after the close of Fact Discovery on
 3 May 24, 2024.

4 7. In an attempt to be mindful of judicial economy an in order to minimize
 5 costs and expenses on behalf of Parties, they have been cooperating in productive
 6 settlement negotiations. Terms of settlement appear to be imminent but are not yet
 7 agreed upon as of May 24, 2023, the current fact discovery cutoff date.

8 8. Parties have not requested any prior continuances in this matter.

9 9. So that Parties can complete their settlement discussions in which the
 10 terms of settlement appear to be imminent but not yet final, yet in order to ensure
 11 that there is an opportunity to depose Plaintiff in the off chance that the matter does
 12 not resolve, Parties request an extension of the deadline for the Fact Discovery
 13 Cutoff date currently set forth in the Scheduling Order in order to take Plaintiff's
 14 deposition.

15 Accordingly, IT IS HEREBY AGREED, STIPULATED, AND
 16 REQUESTED THAT by and between the Parties signatory to this Joint Stipulation,
 17 the following deadlines be extended as follows:

18 1. FACT DISCOVERY CUTOFF be extended until June 12, 2023 in
 19 order to take Plaintiff's deposition.

21 Dated: May 24, 2023

GOLDBERG SEGALLA LLP

23 /s/ Joseph R. Coriaty
 24 By: JOSEPH R. CORIATY
 25 Attorneys for Defendants
 26 SUNBEAM PRODUCTS, INC.,
 27 NEWELL BRANDS, INC., AND
 28 BED BATH & BEYOND, INC.

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 P.O. Box 17220
 Los Angeles, CA 90017

1 DATED: May 24, 2023

WORKMAN LAW AND LITIGATION, PC

3 By: /s/ Seth Workman (w/ permission)

4 SETH WORKMAN

Attorney for Plaintiff

5 KELLY TATUM

6
7
8
9 **SIGNATURE CERTIFICATION**

10 I, JOSEPH R. CORIATY, hereby attest pursuant to Local Rule 5-1(i)(3) that
11 the concurrence to the filing of this document has been obtained from each signatory
12 hereto.

13 Executed this day of May 24, 2023, at Los Angeles, California.

14
15 Dated: May 24, 2023

GOLDBERG SEGALLA LLP

16
17 /s/ Joseph R. Coriaty

18 By: JOSEPH R. CORIATY

Attorneys for Defendants

19 SUNBEAM PRODUCTS, INC.,

20 NEWELL BRANDS, INC., AND

21 BED BATH & BEYOND, INC.

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ORDER

Pursuant to the Parties' Joint Stipulation, and good cause appearing, the Court hereby orders as follows:

1. FACT DISCOVERY CUTOFF be extended until June 12, 2023 in order to take Plaintiff's deposition.

In addition, the Court makes the further Orders stated below:

IT IS SO ORDERED.

Dated: 5/25/2023



District Judge Haywood S. Gilliam, Jr.

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